

# Union Calendar No. 391

108TH CONGRESS  
2D SESSION

# H. R. 3954

[Report No. 108-647]

To authorize the Secretary of the Interior to resolve boundary discrepancies in San Diego County, California, arising from an erroneous survey conducted by a Government contractor in 1881 that resulted in overlapping boundaries for certain lands, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2004

Mr. HUNTER introduced the following bill; which was referred to the Committee on Resources

SEPTEMBER 7, 2004

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on March 11, 2004]

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## A BILL

To authorize the Secretary of the Interior to resolve boundary discrepancies in San Diego County, California, arising from an erroneous survey conducted by a Government contractor in 1881 that resulted in overlapping boundaries for certain lands, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       *This Act may be cited as the “Rancho El Cajon*  
5       *Boundary Reconciliation Act”.*

6       **SEC. 2. RESOLUTION OF BOUNDARY DISCREPANCIES, SAN**  
7               **DIEGO COUNTY, CALIFORNIA.**

8       *(a) RESOLUTION OF BOUNDARY DISCREPANCIES.—*  
9       *The Secretary of the Interior shall provide compensation*  
10       *to any landowner whose title to land in lots 1 and 2 of*  
11       *section 9, township 15 south, range 1 east, San Bernardino*  
12       *Meridian, in San Diego County, California, is based on*  
13       *an erroneous survey conducted by a Government contractor*  
14       *in 1881 and is rendered void because that title is inferior*  
15       *to the title to the same land established by a survey of the*  
16       *Rancho El Cajon conducted in 1872 and approved by the*  
17       *Commissioner of the General Land Office in 1876.*

18       *(b) FORMS OF COMPENSATION.—Compensation under*  
19       *subsection (a) shall be mutually agreed upon by the Sec-*  
20       *retary and the landowner and shall consist of—*

21               *(1) public lands in San Diego or Imperial Coun-*  
22       *ties, California, selected jointly by the Secretary and*  
23       *the landowner and conveyed by the Secretary to the*  
24       *landowner;*

25               *(2) a cash payment to the landowner; or*

1           (3) *a combination of a conveyance under para-*  
2       *graph (1) and a cash payment under paragraph (2).*

3       (c) *EQUAL VALUE.*—*Compensation provided under*  
4       *subsection (a) for a parcel of land whose title was rendered*  
5       *void, as described in such subsection, may not exceed the*  
6       *fair market value of the land, as determined by an ap-*  
7       *praisal satisfactory to the Secretary and the landowner.*

8       (d) *SOURCE OF FUNDS.*—*The Secretary may make*  
9       *payments under subsection (a) using funds available to the*  
10      *Secretary to equalize land exchanges under section 206(b)*  
11      *of the Federal Land Policy and Management Act of 1976*  
12      *(43 U.S.C. 1716(b)).*

13      (e) *PUBLIC LANDS DEFINED.*—*In this section, the*  
14      *term “public lands” has the meaning given the term in sec-*  
15      *tion 103(e) of the Federal Land Policy and Management*  
16      *Act of 1976 (7 U.S.C. 1702(e)).*

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